

CUSTOMER NO.: 24498

PATENT
PA030018Remarks/Arguments

In the final Office Action dated March 17, 2008, it is noted that claims 1-9 are pending and that claims 1-9 stand rejected under 35 U.S.C. §103.

By this response, claims 1, and 8 have been amended to clarify one or more aspects of the present invention. For example, claims 1 and 8 have been amended by clarifying that "the file system indicates the physical position of the content on the recording medium," as disclosed in applicant's specification, for example on page 2, lines 18-19. Applicant's specification clearly describes that the file system is not the same as the list of files contained on a recording medium. No new matter has been added.

Rejection of Claims 1-9 under 35 U.S.C. §103

Claims 1-9 stand rejected under 35 U.S.C. §103 as unpatentable over U.S. Patent 6,516,337 to Tripp et al. (hereinafter Tripp, previously cited) in view of U.S. Patent Application Pub. No. 20030135464 to Mourad (previously cited). This rejection is respectfully traversed.

Claim 1 is an independent method claim from which claims 2-7 depend directly. Claim 8 is an independent apparatus claim from which claim 9 depends directly. Claim 8, although different from claim 1, includes limitations similar to those found in claim 1. In the interest of brevity, the remarks below will be addressed to the limitations in claim 1, but will be understood to apply with equal weight to claim 8 as well.

Independent claim 1 is directed to a method for retrieving a file system of a recording medium, the file system indicating the physical position of the content on the recording medium. The method includes the feature of: "retrieving the associated file system indicating the physical position of the content on the recording medium" (emphasis added). Neither Tripp nor Mourad teaches, shows, or suggests at least the above mentioned features

On page 3 of the final Office Action Tripp, col. 7, lines 42-52 is cited as showing the claimed features. However, Tripp only appears to generate a signature reflecting the data of an object, where the data consists of the contents or meta data of the object (col. 7, lines 42-45). It is respectfully submitted that the signatures of the objects

CUSTOMER NO.: 24498

PATENT
PA030018

reflecting the data of an object of Tripp are completely different to the signature of a recording medium. In fact, in Tripp the same objects on different recording media will result in the same object signatures, even though these objects may be recorded on completely different positions on the recording media, which means that the file systems of the recording media are different. Thus, the signature of the objects as disclosed in both Tripp and Mourad cannot be used in determining the correct files system from a data base. Specifically, the combination of references do not suggest retrieving the associated file system indicating the physical position of the content on the recording medium.

Thus, Tripp describes generating a signature of an object reflecting data, where the data consists of the contents or meta data of the object. Tripp then compares signatures to determine whether a signature has changed, in response to which Tripp apparently takes action. Tripp does not suggest any action of retrieving the associated file system indicating the physical position of the content on the recording medium. In fact, Tripp does not suggest any retrieval. Moreover, even if it were assumed that Tripp suggests retrieval of information, an assumption that Applicants neither agree with nor acquiesce to, it is apparent that Tripp lacks any teaching of the claimed features.

When Mourad is added to Tripp, Mourad fails to cure these deficiencies in the apparent teachings of Tripp. Mourad compares digital signatures of a transmitted document in order to determine whether the document has been altered during transmission. Mourad lacks any mention of retrieving the associated file system indicating the physical position of the content on the recording medium.

As presently understood, the combination of Tripp and Mourad would operate in a manner completely different from the method defined in claim 1. For at least all these reasons, it can only be concluded that the combination of Tripp and Mourad fails to teach, show, or suggest each and every element defined in the claims.

In light of the remarks above, it is believed that the elements of independent claims 1 and 8 and the claims dependent thereon, claims 2-7 and 9, respectively, would not have been obvious to a person of ordinary skill in the art upon a reading of Tripp and Mourad, separately or in combination. Thus, it is submitted that claims 1-9 are allowable under 35 U.S.C. §103. Withdrawal of this rejection is respectfully requested.

CUSTOMER NO.: 24498

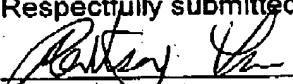
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PA030018**Conclusion**

In view of the foregoing, it is respectfully submitted that all the claims pending in this patent application are in condition for allowance. Reconsideration and allowance of all the claims are respectfully solicited.

If, however, the Examiner believes that there are any unresolved issues requiring adverse final action in any of the claims now pending in the application, it is requested that the Examiner contact the applicant's attorney at (609) 734-6813, so that a mutually convenient date and time for a telephonic interview may be scheduled for resolving such issues as expeditiously as possible.

In the event there are any errors with respect to the fees for this response or any other papers related to this response, the Director is hereby given permission to charge any shortages and credit any overcharges of any fees required for this submission to Deposit Account No. 07-0832.

Respectfully submitted,



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May 9, 2008

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